

January 21, 2011

CERTIFIED MAIL
(7008 1300 0000 7195 5297)

Administrator
Gardens at Juanita Bay
11853 97th Ave NE
Kirkland, WA 98034

Boarding Home License # 456
Licensee: German Retirement Home of the State

IMPOSITION OF CIVIL FINE

Dear Administrator:

This letter constitutes formal notice of the imposition of a civil fine for your boarding home, located at **11853 97th Ave NE, Kirkland, Washington**, by the State of Washington, Department of Social and Health Services, pursuant to Laws of 1998, Chapter 272 and RCW 18.20.190.

The civil fine is based on the following violations of the Revised Code of Washington (RCW) and/or the Washington Administrative Code (WAC) found by the department in your boarding home. These and other deficiencies are more fully described in the attached Statement of Deficiencies report completed by the department on December 9, 2010.

WAC 388-78A-2600 (2)(a) Polices and procedures. **\$100.00 x 3 Residents = \$300.00**

The facility failed to follow facility policy on investigation and reporting theft for 3 residents.

You may contest the civil fine by requesting an administrative hearing. To do so, the Office of Administrative Hearings must receive your written request for a hearing within twenty-eight (28) calendar days following receipt of this letter. A copy of this letter and a copy of the enclosed Statement of Deficiencies must be included with your request. Send your request to:

**Office of Administrative Hearings
PO Box 42489
Olympia, Washington 98504-2489**

Administrator
Gardens at Juanita Bay
January 21, 2011
Page 2

If no hearing is requested, the fine is due twenty-eight (28) calendar days after receipt of this notice. Please remit a check for **\$300.00** payable to the Department of Social and Health Services. The check should be sent to:

DSHS Office of Financial Recovery
PO Box 9501
Olympia, Washington 98507-9501

If payment has not been received within twenty-eight (28) calendar days after receipt of this notice, interest will begin to accrue on the balance at the rate of one percent per month. If you do not submit a hearing request or make payment within twenty-eight (28) calendar days, the balance due the department will be recovered.

As provided in RCW 18.20, you may request an informal dispute resolution review of enforcement actions initiated in response to a Statement of Deficiencies report. During the informal dispute resolution process you also have the right to present written evidence. A request for informal dispute resolution review will not change the deadline for you to request an administrative hearing. Informal dispute resolution review by the department is not binding in an administrative hearing.

To request an informal dispute resolution review, send your written request to:

**Informal Dispute Resolution Program Manager
Aging and Disability Services Administration
PO Box 45600
Olympia, Washington 98504-5600
Fax (360) 725-3225**

The written request should:

- Identify the citation and/or enforcement action that is disputed;
- Explain why the home is disputing the action;
- Indicate the type of dispute resolution process you prefer (direct meeting, telephone conference or documentation review); and,
- Be sent within 10 working days of your receipt of this notice.

If you have any questions, please contact Lois Rasmussen, Field Manager at (253) 234-6020.

Sincerely,

Lori Melchiori, Ph.D.
Assistant Director
Residential Care Services

Administrator
Gardens at Juanita Bay
January 21, 2011
Page 3

Enclosure

cc: Linda Ronco, Boarding Home Compliance Specialist
RCS Field Manager – Region 4, Unit B
RCS Regional Administrator – Region 4
HCS Regional Administrator – Region 4
DDD Regional Administrator – Region 4
Lisa Petersen, Assistant Attorney General
Washington State Long Term Care Ombudsman
Area Agency on Aging, AAA - King
Office of Financial Recovery, Vendor Program Unit
Medicaid Fraud Control Unit
John Ficker, HCS